

PTO/SB/1 (Rev. 02)

U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE  
Under the Patent Reform Act of 1995, no persons are required to respond to a solicitation of information unless it contains a signature and a PTO packet number.

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**MOIST 189 DIV**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 5450, Alexandria, VA 22305-5450" on January 9, 2004.

Signature: Peggy Bailey

Typed or printed name: Peggy Bailey

In re Application of David J. Act et al.  
Application Number 09/714,659 Filed November 16, 2000  
Polymer Bands Containing Polyaryleneethers and For Composites with Good Selection of Elongation

Art Unit 1714 Examiner T. H. Yoon

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.170(b)) \$ 393.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 185.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☐ I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1563. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/25) is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-5053.

I am the:

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/40)

☒ attorney or agent of record. \$1,284

☐ attorney or agent acting under 37 CFR 1.84(a). Registration number if acting under 37 CFR 1.84(a):

Signature: Patrice L. Pabst  
Typed or printed name: (404) 817-8473  
Telephone number: January 9, 2004  
Date

**NOTE:** Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, one below.

☐ "Total of \_\_\_\_\_ forms are submitted."

This collection of information is required by 37 CFR 1.171. The information is required to credit or debit a fee by the patent owner to the fee paid by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 422 and 37 CFR 1.14. This collection is estimated to take 15 minutes to complete, including gathering, updating, and entering the required information in the USPTO. Time will vary depending upon the individual case. Any comment on the content of this form you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1469, Alexandria, VA 22303-1469. VO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 5450, Alexandria, VA 22305-5450.

If you need assistance in completing this form, call 1-800-PTO-5199 and select option 3.